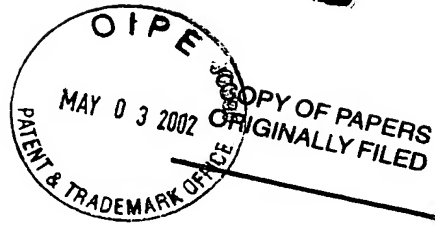


DOCKET NO.: CIS-0010



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**In Re Application of:**

**Confirmation No.: 8663**

Michel Mabile; Gerard Mathis; Etienne  
Jean-Pierre Jolu; Dominique Pouyat and  
Christopher Dumont

**Serial No.:** 10/008,549

**Group Art Unit:** 1743

**Filing Date:** November 13, 2001

**Examiner:** Not yet assigned

**For:** METHOD OF MEASURING THE LUMINESCENCE IN A LUMINESCENT  
ASSAY

Office of Initial Patent Examination  
Customer Service Center  
Assistant Commissioner for Patents  
Washington DC 20231

**REQUEST FOR CORRECTED FILING RECEIPT**

1. Attached is a copy of the Official Filing Receipt received from the PTO in the above application for which issuance of a Corrected Filing Receipt is respectfully requested. The requested changes are noted thereon, as well as listed below.
2. There is an error with respect to the following data which is:

☒ incorrectly entered; and/or

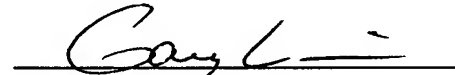
☐ omitted.

| <i>Error in</i>  | <i>Correct data</i>                  |
|--|--------------------------------------|
| 1. <b>THIRD</b> Applicant's name                           | 1. Etienne <b>Jean</b> -Pierre Jolu  |
| 2. Applicant's address                                     | 2.                                   |
| 3. Title   | 3.                                   |
| 4. Filing Date   | 4.                                   |
| 5. Serial Number   | 5.                                   |
| 6. Foreign/PCT Application Re:                             | 6.                                   |
| 7. <b>DOMESTIC PRIORITY DATA (First list application):</b> | 7. <b><u>09/353,668 07/15/99</u></b> |

Please charge any deficiency or credit any overpayment to Deposit Account No. 23-3050.

Date: April 25, 2002

Woodcock Washburn LLP  
One Liberty Place - 46th Floor  
Philadelphia PA 19103  
Telephone: (215) 568-3100  
Facsimile: (215) 568-3439

  
Gary H. Levin  
Registration No. 28,734



*CH4GJA*  
**UNITED STATES PATENT AND TRADEMARK OFFICE**



COMMISSIONER FOR PATENTS  
 UNITED STATES PATENT AND TRADEMARK OFFICE  
 WASHINGTON, D.C. 20231  
 www.uspto.gov

| APPLICATION NUMBER | FILING DATE | GRP ART UNIT | FIL FEE REC'D | ATTY. DOCKET NO | DRAWINGS | TOT CLAIMS | IND CLAIMS |
|--------------------|-------------|--------------|---------------|-----------------|----------|------------|------------|
| 10/008,549         | 11/13/2001  | 1743         | 740           | CIS-0010        | 3        | 17         | 1          |

**CONFIRMATION NO. 8663**

**FILING RECEIPT**



\*OC000000007380042\*

Woodcock Washburn LLP  
 46th Floor  
 One Liberty Place  
 Philadelphia, PA 19103

**RECEIVED**

**FEB 01 2002**

Woodcock Washburn Kurtz  
 Madison, WI & Norris LLP

**COPY OF PAPERS  
 ORIGINALLY FILED**

Date Mailed: 01/28/2002

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

**Applicant(s)**

Michel Mabile, Saclay, FRANCE;  
 Gerard Mathis, Saclay, FRANCE;  
*JEAN* Etienne John-Pierre Jolu, Saclay, FRANCE;  
 Dominique Pouyat, Saclay, FRANCE;  
 Christophe Dumont, Saclay, FRANCE;

**RECEIVED**

**Domestic Priority data as claimed by applicant**

*09/353,668 7-15-99*  
 THIS APPLICATION IS A DIV OF 08/353,668 12/12/1994 PAT 5,555,734 \*  
 WHICH IS A CON OF 08/651,330 05/22/1996 ABN  
 WHICH IS A DIV OF 08/094,085 07/28/1993 PAT 5,527,684 \*  
 WHICH IS A 371 OF PCT/FR92/00069 01/27/1992  
 (\*) Data inconsistent with PTO records.

**Foreign Applications**

FRANCE 91 00930 01/28/1991

**If Required, Foreign Filing License Granted 01/28/2002**

**Projected Publication Date:** To Be Determined - pending completion of Missing Parts

**Non-Publication Request:** No

**Early Publication Request:** No

**Title**

Method of measuring the luminescence emitted in a luminescent assay

**Preliminary Class**

422

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**LICENSE FOR FOREIGN FILING UNDER  
Title 35, United States Code, Section 184  
Title 37, Code of Federal Regulations, 5.11 & 5.15**

**GRANTED**

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

**NOT GRANTED**

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

DOCKET NO.: CIS-0010



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ORIGINALLY FILED

Receipts  
24  
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Group Art Unit: 1743

In Re Application of:  
Michel Mabile; Gerard Mathis; Etienne  
Jean-Pierre Jolu; Dominique Pouyat and  
Christopher Dumont

Serial No.: 10/008,549

Filing Date: November 13, 2001

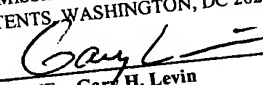
Customer No.: 23377

Confirmation No.: 8663

For: METHOD OF MEASURING THE LUMINESCENCE IN A LUMINESCENT  
ASSAY

DATE OF DEPOSIT: April 25, 2002

I HEREBY CERTIFY THAT THIS PAPER IS BEING  
DEPOSITED WITH THE UNITED STATES POSTAL  
SERVICE AS FIRST CLASS MAIL, POSTAGE PREPAID  
ON THE DATE INDICATED ABOVE AND IS ADDRESSED  
TO BOX MISSING PARTS, ASSISTANT COMMISSIONER  
FOR PATENTS, WASHINGTON, DC 20231.

  
TYPED NAME: Gary H. Levin  
REGISTRATION NO.: 28,734

BOX MISSING PARTS  
Assistant Commissioner for Patents  
Washington DC 20231

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION AND  
REQUEST FOR EXTENSION OF TIME

In response to the "Notice to File Missing Parts of Application--Filing Date Granted"  
dated January 28, 2002, a response to which is due April 28, 2002, enclosed herewith for filing  
is:

Declarations and Powers of Attorney

- ☒ A Combined Declaration and Power of Attorney, executed by the inventor(s). An unexecuted copy of this document, attached to the above-identified specification, was filed by Express Mail No. EL568092732US on November 13, 2001.
- ☐ A Combined Declaration and Power of Attorney, executed by the inventor(s) and identifying fewer/more inventors than those identified in the unexecuted declaration filed with to the above-identified application specification on @@, via by Express Mail No. @@. Such deletion/addition of inventors is specifically

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provided for in 37 CFR Sec. 1.48.

- ☐ A copy of the original Declaration and Power of Attorney, executed by the inventor(s) as filed in parent application serial no. \_\_\_\_\_.
- ☐ A copy of the Power of Attorney with revocation filed on \_\_\_\_\_
- ☐ A Combined Power of Attorney with Revocation and Statement Under 3.73(b)
- ☒ An associate power of attorney executed by Gary H. Levin who is/was listed on the original declaration/power of attorney.

**Drawings**

- ☐ \_\_\_\_\_ Sheets of Substitute drawings comprising Figures \_\_\_\_\_ in compliance with 37 C.F.R. 1.84.

**Sequence Listing** (Note - All items listed below are required if Sequence Listing is also being filed with Missing Parts)

- ☐ Paper copy of Sequence Listing
- ☐ Diskette containing Sequence Listing in computer readable form
- ☐ Amendment directing entry of sequence listing in specification
- ☐ Statement to Support Filing of Sequence listing

**Claim for Small Entity Status**

- ☐ Applicant(s) has previously claimed small entity status under 37 CFR §1.27.
- ☐ Applicant(s) by its/their undersigned attorney, claims small entity status under 37 CFR §1.27 as:
  - ☐ an Independent Inventor
  - ☐ a Small Business Concern
  - ☐ a Nonprofit Organization

**Miscellaneous Items**

- ☒ A copy of the Notice to File Missing Parts.

DOCKET NO.: CIS-0010

- 3 -

PATENT

- ☒ Request for Corrected Filing Receipt.
- ☐ Request for Refund Due to Small Entity Status
- ☐ Request for Refund Due to Fee Calculation Error
- ☐ A substitute specification in compliance with 37 C.F.R. 1.52.
- ☐ Other: \_\_\_\_\_

**Fee Calculation and Extension of Time**

- ☒ Request is hereby made under 37 CFR 1.136(a) to extend the time for response to the Notice to File Missing Parts of Application due March 28, 2002 to and through April 28, 2002, comprising an extension of the shortened period of one (1) months:

|  | SMALL ENTITY |     | NOT SMALL ENTITY |          |
|--|--------------|-----|------------------|----------|
|  | RATE         | FEE | RATE             | FEE      |
| MISSING PARTS SURCHARGE                                | \$65         | \$  | \$130            | \$130.00 |
| <input type="checkbox"/> ONE MONTH EXTENSION OF TIME   | \$55         | \$  | \$110            | \$110.00 |
| <input type="checkbox"/> TWO MONTH EXTENSION OF TIME   | \$200        | \$  | \$400            | \$       |
| <input type="checkbox"/> THREE MONTH EXTENSION OF TIME | \$460        | \$  | \$920            | \$       |
| <input type="checkbox"/> FOUR MONTH EXTENSION OF TIME  | \$720        | \$  | \$1440           | \$       |
| <input type="checkbox"/> FIVE MONTH EXTENSION OF TIME  | \$980        | \$  | \$1960           | \$       |
| TOTAL FEE DUE  |              |     |                  | \$240.00 |

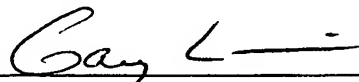
Applicant(s) has/have not been notified that the requested extension will not be permitted. The present application is not involved in an interference declared pursuant to 37 CFR 1.207.

- ☒ A check in the total amount due of \$240.00 is attached to cover the surcharge and any requested extension of time. Please charge any deficiency or credit any overpayment to Deposit Account No. 23-3050.
- ☐ Please charge the surcharge to my Deposit Account No. 23-3050 in the amount of \$@@.
- ☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 23-3050. This sheet is attached in duplicate.

- ☒ Any additional filing fees required under 37 CFR 1.16 including fees for presentation of extra claims.
- ☒ Any additional patent application processing fees under 37 CFR 1.17 and under 37 CFR 1.20(d).
- ☒ The Commissioner is hereby authorized to charge payment of the following fees during the pendency of this application or credit any overpayment to Deposit Account No. 23-3050. This sheet is attached in duplicate.
  - ☒ Any patent application processing fees under 37 CFR 1.17 and under 37 CFR 1.20(d).
  - ☐ The issue fee set in 37 CFR 1.18 at or before mailing of the Notice of Allowance, pursuant to 37 CFR 1.311(b).
  - ☒ Any filing fees under 37 CFR 1.16 including fees for presentation of extra claims.

This sheet is attached in duplicate.

Date: April 25, 2002

  
\_\_\_\_\_  
Gary H. Levin  
Registration No. 28,734

Woodcock Washburn LLP  
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Philadelphia PA 19103  
Telephone: (215) 568-3100  
Facsimile: (215) 568-3439





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23

| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|---------------------|-----------------------|------------------------|
| 10/008,549         | 11/13/2001          | Michel Mabile         | CIS-0010               |

Woodcock Washburn LLP  
46th Floor  
One Liberty Place  
Philadelphia, PA 19103



CONFIRMATION NO. 8663  
FORMALITIES LETTER



COPY OF PAPERS  
ORIGINALLY FILED

Date Mailed: 01/28/2002

**NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION**

**FILED UNDER 37 CFR 1.53(b)**

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

**PART 2 - COPY TO BE RETURNED WITH RESPONSE**

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